



TAMIL NADU GOVERNMENT GAZETTE

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Part II—Section 1

**Notifications or Orders of specific character or of particular interest to the public
issued by Secretariat Departments.**

NOTIFICATIONS BY GOVERNMENT

PUBLIC DEPARTMENT (SC)

DECLARATION OF BAN ON STUDENTS ISLAMIC MOVEMENT OF INDIAN (SIMI) AS AN UNLAWFUL
ASSOCIATION UNDER UNLAWFUL ACTIVITIES (PREVENTION) ACT.

[G.O.No. SS.I/60-1/2019, Public (SC), 27th February 2019.]

No. II(1)/PUSC/1(f)/2019.

The following Notification of the Ministry of Home Affairs, Government of India, New Delhi [No. S.O. 564(E), is republished:-

S.O. 564(E).—Whereas, the Students Islamic Movement of India (hereinafter referred to as the SIMI) has been indulging in activities, which are prejudicial to the security of the country and have the potential of disturbing peace and communal harmony and disrupting the secular fabric of the country;

And whereas, in exercise of the powers conferred by sub-section (1) of Section 3 of the Unlawful Activities (Prevention) Act, 1967 (37 of 1967), the Central Government declared the SIMI as an unlawful association, vide, notification numbers, (i) S.O. 960 (E), dated the 27th September, 2001, (ii) S.O. 1113 (E), dated the 26th September, 2003, (iii) S.O. 191 (E), dated the 8th February, 2006, (iv) S.O. 276(E), dated the 7th February, 2008, (v) S.O. 260 (E), dated the 5th February, 2010, (vi) S.O. 224 (E), dated the 3rd February, 2012 and (vii) S.O. 299(E), dated the 1st February, 2014, respectively;

And whereas, the Unlawful Activities (Prevention) Tribunal (hereinafter referred to as the Tribunal) was constituted under Section 5 of the Unlawful Activities (Prevention) Act, 1967 for the purpose of adjudicating whether or not there is sufficient cause for declaring the SIMI as an unlawful association and the Tribunal by its orders published, vide, notification numbers, (i) S.O. 397 (E), dated the 8th April, 2002, (ii) S.O. 499 (E), dated the 16th April, 2004, (iii) S.O. 1302 (E), dated the 11th August, 2006, (iv) S.O. 1990 (E), dated the 12th August, 2010, (v) S.O. 1745 (E), dated the 6th August, 2012 and (vi) S.O. 2050(E), dated the 12th August, 2014, respectively, has confirmed the declaration so made;

And whereas, the duration of ban under sub-section (1) of Section 6 of the Unlawful Activities (Prevention) Act, 1967 shall cease on the 31st day of January, 2019;

And whereas, the Central Government is of the opinion that SIMI is indulging in the activities which are prejudicial to the integrity and security of the country on the basis, inter alia, of the following grounds, namely:—

[1]

(1) Case Crime No. 377/2017 has been registered at Civil Lines Police Station, Gaya, Bihar under Sections 216, 124A, 120B and 34 of the Indian Penal Code and under Sections 13, 16, 18, 19, 20 and 38 of the Unlawful Activities (Prevention) Act, 1967 against the accused Pathan Tauseef Khan *alias* Mohd. Atiq, Shahanshah Khan *alias* Sanna Khan, Gulam Sarvar Khan and their unknown associates for their alleged involvement into seditious activities, harboring terrorist, being the member of proscribed terrorist organisation and getting involved into terror related activities;

(2) Case Crime No. 309/2014 has been registered at Cubbon Park Police Station, Bengaluru, Karnataka under Sections 121, 121A, 120B, 153, 307 and 302 of the Indian Penal Code and Sections 3, 4 and 5 of the Explosive Substances Act, 1908 and Sections 3, 10, 15, 16, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 against the accused Alamjeb Afridi *alias* Alamjeb Khan *alias* Mohammed Rafiq *alias* Jaweed *alias* Jaid Afridi *alias* Alamzeb Khan *alias* Chikna *alias* Javed in the matter of Bangalore Church Street Blast. This case was taken over by National Investigation Agency and re-registered the case as National Investigation Agency Case No.RC 01/2015/NIA/Hyd. on 20.05.2015;

(3) Case Crime No.424/2014 has been registered at MP Nagar Police Station, Bhopal, Madhya Pradesh under Sections 295, 153B and 34 of the Indian Penal Code and Section 10 of the Unlawful Activities (Prevention) Act, 1967 against the accused Majid Nagori and seventeen others. Accused Akil Khilji, Khalid Ahmed and Abdul Majid had shot dead in police encounter after absconding from judicial custody. After hearing, the Court of Chief Judicial Magistrate, Bhopal has convicted the rest of the fifteen accused under Sections 153B and 295B of the Indian Penal Code for three years rigorous imprisonment and fine of rupees one thousand for each accused person;

(4) Case Crime No.100/2015 has been registered at Gandhi Nagar Police Station, Bhopal, Madhya Pradesh under Sections 294, 353, 506 and 34 of the Indian Penal Code against the accused Abu Faizal and Sharafat. After hearing, the Court of Chief Judicial Magistrate, Bhopal has convicted both the accused under Section 353 of the Indian Penal Code for two years rigorous imprisonment and fine of rupees five hundred each and convicted under Section 506 of the Indian Penal Code for three years rigorous imprisonment and fine of rupees five hundred for each accused person;

(5) Case Crime No.393/2016 has been registered at Moghat Road Police Station, Khandwa, Madhya Pradesh under Section 124A of the Indian Penal Code against the accused Mohd. Aasif Shayar;

(6) Case Crime No.270/2016 has been registered at Gandhi Nagar Police Station, Bhopal, Madhya Pradesh under Sections 342, 307, 302, 120B, 224, 34 and 353 of the Indian Penal Code and Sections 3, 10, 13, 16, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 against Akeel Khilji and seven others. All the accused have been shot dead in police encounter in Bhopal on 31.10.2016;

(7) Case Crime No.355/2016 has been registered at Gunja Police Station, Bhopal, Madhya Pradesh under Sections 307, 147, 148, 149 and 332 of the Indian Penal Code and Sections 25 and 27 of the Arms Act, 1959 (54 of 1959) and Sections 3, 10 and 13 of the Unlawful Activities (Prevention) Act, 1967 against Akeel Khilji and seven others. All the accused have been shot dead in police encounter in Bhopal on 31.10.2016;

(8) One SIMI activist was sentenced to two years rigorous imprisonment and a fine of rupees one thousand by the Court of Additional Chief Judicial Magistrate, Indore in Case Crime No.479/2001, registered at Aerodrome Police Station, Indore, Madhya Pradesh under Section 10 of the Unlawful Activities (Prevention) Act, 1967;

(9) One SIMI activist was sentenced to two years simple imprisonment by the Court of Judicial Magistrate of first class, Indore in Case Crime No.304/2001, registered at Khajrana Police Station, Indore, Madhya Pradesh under Section 10 of the Unlawful Activities (Prevention) Act, 1967;

(10) One SIMI activist was sentenced to two years imprisonment and a fine of rupees five hundred by the First Class Court, Burhanpur in Case Crime No.269/2001, registered at Kotwali Police Station, Burhanpur, Madhya Pradesh under Section 153A of the Indian Penal Code and sub-section (1) of Section 10 of the Unlawful Activities (Prevention) Act, 1967;

(11) Two SIMI activists were sentenced to one year rigorous imprisonment and a fine of rupees five hundred each under Sections 153A and 153B of the Indian Penal Code and two year rigorous imprisonment and a fine of rupees five hundred each under Sections 10 and 13 of the Unlawful Activities (Prevention) Act, 1967 by the Court of Chief Judicial Magistrate, Sihor in Case Crime No.239/2008, registered at Kotwali Police Station, Sihor, Madhya Pradesh under Section 153A of the Indian Penal Code and Sections 3, 10 and 13 of the Unlawful Activities (Prevention) Act, 1967;

(12) Three SIMI activists were sentenced to five years rigorous imprisonment each and eleven SIMI activists were sentenced to life imprisonment by Fourth Additional District and Sessions Judge, Indore in Case Crime No. 120/2008, registered at Pithampur Police Station, Dhar, Madhya Pradesh under Sections 122, 124A and 153A of the Indian Penal Code and Sections 3, 10 and 13 of the Unlawful Activities (Prevention) Act, 1967 and Sections 25 and 27 of the Arms Act, 1959 and Sections 3, 4, 5 and 6 of the Explosives Act, 1884 (4 of 1884);

(13) One SIMI activist was sentenced to three years rigorous imprisonment and a fine of rupees five hundred by the Court of Judicial Magistrate of first class, Indore in Case Crime No.181/2008, registered at Aerodrome Police Station, Indore, Madhya Pradesh under Sections 3, 10 and 13 of the Unlawful Activities (Prevention) Act, 1967;

(14) Three SIMI activist were sentenced to life imprisonment each and a fine of rupees one thousand each under Sections 307 and 120B of the Indian Penal Code by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No. 14/2009, registered at Kotwali Police Station, Khandwa, Madhya Pradesh under Sections 307, 295, 153A, 124A, 120B, 212 and 34 of the Indian Penal Code and Sections 3, 10, 13, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 and Sections 25 and 27 of the Arms Act, 1959. Case against four other accused has been dropped due to their death in police encounter in the case;

(15) One SIMI activist was sentenced to life imprisonment and fine of rupees one thousand under Sections 302 and 120B of the Indian Penal Code, life imprisonment and fine of rupees one thousand under clause (a) of sub-section (1) of Section 16 of the Unlawful Activities (Prevention) Act, 1967, ten years rigorous imprisonment and fine of rupees one thousand under Section 18 of the Unlawful Activities (Prevention) Act, 1967, seven years rigorous imprisonment and fine of rupees one thousand under Section 27 of the Arms Act, 1959, three years rigorous imprisonment and fine of rupees one thousand under clause (a) of sub-section 1B of Section 25 of the Arms Act, 1959. Another SIMI activist was sentenced to three years rigorous imprisonment and fine of rupees one thousand under clause (a) of sub-section 1B of Section 25 of the Arms Act, 1959 (54 of 1959) by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No.728/2009, registered at Kotwali Police Station, Khandwa, Madhya Pradesh under Sections 302, 120B and 34 of the Indian Penal Code, Sections 3, 10, 13, 15, 16A, 18, 20, 38 and 39 of the Unlawful Activities (Prevention) Act, 1967 and Sections 25 and 27 of the Arms Act, 1959. Case against four other accused has been dropped due to their death in police encounter in the case;

(16) One SIMI activist was sentenced to three years rigorous imprisonment and fine of rupees one thousand under Section 379 of the Indian Penal Code, seven years rigorous imprisonment and fine of rupees one thousand under Section 468 of the Indian Penal Code. One another SIMI activist was sentenced to three years of rigorous imprisonment and fine of rupees one thousand under Section 411 of the Indian Penal Code, seven years of rigorous imprisonment and fine of rupees one thousand under Section 468 of the Indian Penal Code by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No.72/2010, registered at Itarsi Police Station, Hoshangabad, Madhya Pradesh under Sections 379, 468 and 411 of the Indian Penal Code and Sections 3, 10, 13 and 18 of the Unlawful Activities (Prevention) Act, 1967. Case against one another accused has been dropped due to his death in police encounter by Telangana Police;

(17) Two SIMI activists were sentenced to life imprisonment for each and fine of rupees one thousand each under Sections 395 and 397 of the Indian Penal code, life imprisonment for each and fine of rupees one thousand each under Section 120B of the Indian Penal Code, two years of rigorous imprisonment and fine of rupees one thousand each under clause (a) of sub-section (1) of Section 10 of the Unlawful Activities (Prevention) Act, 1967, life imprisonment and fine of rupees one thousand each under Section 17 of the Unlawful Activities (Prevention) Act, 1967 by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No.431/2010, registered at Hanuman Ganj Police Station, Bhopal, Madhya Pradesh under Sections 395, 397 and 120B of the Indian Penal Code, Sections 25 and 27 of the Arms Act, 1959, Sections 3, 10, 13, 16, 17, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967. Case against two accused is pending trial in the court and against four other accused has been dropped due to their death in police encounter;

(18) Three SIMI activists were sentenced to life imprisonment and fine of rupees one thousand each under Sections 395 and 397 of the Indian Penal Code by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No.149/2010, registered at Pipaliya Mandi Police Station, Mandasaur, Madhya Pradesh under Sections 195, 397 and 124 of the Indian Penal Code, Sections 3, 10, 13(1), 15, 16, 17, 20 and 21 of the Unlawful Activities (Prevention) Act, 1967 and Sections 25 and 27 of the Arms Act, 1959. Case against four other accused has been dropped due to their death in police encounter in the case;

(19) Five SIMI activists were sentenced to three years of imprisonment and fine of rupees two thousand each under 25-1(B) of the Arms Act, 1959 by the Court of Additional Sessions Judge (Second), Khandwa in Case Crime No.319/2011, registered at Kotwali Police Station, Khandwa, Madhya Pradesh under Section 153A of the Indian Penal Code, Sections 3, 10, 13, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 and Sections 25 and 27 of the Arms Act, 1959;

(20) One SIMI activist was sentenced to two years of rigorous imprisonment under Section 224 of the Indian Penal Code by the Court of Special Judge, National Investigation Agency, Bhopal in Case Crime No.542/2013, registered at Kotwali Police Station, Khandwa, Madhya Pradesh under Sections 224, 120B, 212 and 216 of the Indian Penal Code, Sections 3, 10, 13, 16, 17, 18, 19, 20 and 21 of the Unlawful Activities (Prevention) Act, 1967 and section 3 of the Prevention of Damage to Public Property Act, 1984 (3 of 1984). Case against one accused is pending trial in the court and against four accused has been dropped due to their death in police encounter. Case against two other accused has not started due to their death in police encounter in their absconding period in the case;

(21) Fifteen SIMI activists were sentenced to three years of rigorous imprisonment and fine of rupees one thousand each under Sections 153B and 295B of the Indian Penal Code by the Court of Chief Judicial Magistrate, Bhopal in Case Crime No.424/2014, registered at MP Nagar Police Station, Bhopal, Madhya Pradesh under Sections 295, 153B and 34 of the Indian Penal Code and section 10 of the Unlawful Activities (Prevention) Act, 1967. Case against three other accused has been dropped due to their death in police encounter in the case;

(22) Case Crime No.09/2014 has been registered by Anti Terrorism Squad, Mumbai, Maharashtra under Sections 307, 324, 427 and 120B of the Indian Penal Code read with Sections 3, 4 and 5 of the Explosives Act, 1884 (4 of 1884) read with Sections 16 and 18 of the Unlawful Activities (Prevention) Act, 1967 against five SIMI activists, in the matter of blast occurred opposite to Shree Swami Samarth Snack Centre, Budhwar Peth, Pune, Maharashtra. Out of five accused, two were shot dead in police encounter with Telangana Police at Nalgonda, Telangana and three were shot dead in Police Encounter with Madhya Pradesh Police, after illegally escaping from the Bhopal Central Jail;

(23) Two SIMI activists were sentenced to rigorous imprisonment for life and one SIMI activist was sentenced to fourteen years of rigorous imprisonment by the Maharashtra Control of Organised Crime Special Court, Arthur Road, Mumbai in L.A.C. No. 03/2006, registered by Anti Terrorism Squad, Mumbai, Maharashtra under Section 120B of the Indian Penal Code read with Sections 5, 6 and 9-B of the Explosives Act, 1884 read with Sections 4 and 5 of the Explosive Substances Act, 1908 (6 of 1908) read with Sections 3 and 25 of the Arms Act, 1959 read with Sections 10, 13, 16, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 read with section 3(1)(ii), 3(2) and 3(4) of Maharashtra Control of Organised Crime Act, 1999 (30 of 1999);

(24) Three SIMI activists were sentenced to death and six SIMI activists were sentenced to life imprisonment by the Maharashtra Control of Organised Crime Special Court, Brihan Mumbai in Case Crime No.05/2006, registered by Anti Terrorism Squad, Mumbai, Maharashtra under clause (i) of sub-section (1) of Section 3, sub-section (2) of Section (3), sub-section (4) of Section 3 and sub-section (5) of Section 3 of the Maharashtra Control of Organised Crime Act, 1999 read with Sections 10, 13, 16, 18, 19, 20 and 40 of the Unlawful Activities (Prevention) Act, 1967 read with Sections 302, 307, 326, 325, 324, 427, 436, 121A, 123, 124A, 120B, 201 and 212 of the Indian Penal Code read with Sections 6 and 9-B of the Explosives Act, 1884 read with Sections 3, 4, 5 and 6 of the Explosive Substances Act, 1908 read with Sections 3 and 4 of the Prevention of Damage to Public Property Act, 1984 (3 of 1984) read with Sections 151, 152, 153 and 154 of the Railways Act, 1989 (24 of 1989) read with section 12(1)(c) of the Passports Act, 1967 (15 of 1967);

(25) One SIMI activist was convicted for seven years of rigorous imprisonment and fine of rupees thirty thousand by Additional Chief Metropolitan Magistrate, Sewri Court in L.A.C. No.04/2006, registered by Anti Terrorism Squad, Mumbai, Maharashtra under Sections 10 and 13 of the Unlawful Activities (Prevention) Act, 1967. Supplementary Charge Sheets were filed against some other SIMI activists in this case and the trial is pending for the same;

(26) One SIMI activist was convicted and sentenced to death by Special Sessions Court, Shivaji Nagar, Pune in Case Crime No.06/2010, registered by Anti Terrorism Squad, Mumbai, Maharashtra under Sections 120B, 153A, 302, 307, 326, 325, 324, 427, 467, 468, 471, 474, 109 and 34 of the Indian Penal Code read with Sections 3, 4 and 5 of the Explosive Substances Act, 1908 read with Sections 10, 13, 16, 18, 20 and 21 of the Unlawful Activities (Prevention) Act, 1967;

(27) Two SIMI activists were convicted under Section 489C of the Indian Penal Code and sentenced to rigorous imprisonment for six years and to pay fine of rupees ten thousand each and in default of payment of fine to suffer simple imprisonment of six months by the Additional Chief Metropolitan Magistrate, Mazgaon, Mumbai in Case Crime No.31/2011, registered by Anti Terrorism Squad, Mumbai, Maharashtra under Sections 120B, 489B, 489C and 489E of the Indian Penal Code read with Sections 10, 13, 17 and 18B of the Unlawful Activities (Prevention) Act, 1967;

(28) Ten SIMI activists were convicted and sentenced to rigorous imprisonments and/or life imprisonments and/or fine under various Sections of law by the Court of Special Judge designated under the Prevention of Terrorism Act, 2002 (2 of 2002) at Greater Mumbai, Maharashtra under the Prevention of Terrorism Act Special Case No.02/2003, registered as C.R. No. 21/2003 and C.R. No.59/2003 by DCB CID Unit-6, Mumbai, Maharashtra for offences under the Prevention of Terrorism Act, 2002, the Indian Penal Code, the Explosive Substances Act, 1908, the Explosives Act, 1884, the Prevention of Damage to Public Property Act, 1984 and the Railways Act, 1989 for having been committed the act of three bomb explosion at places namely Mc Donald Hotel, Mumbai Central Railway Station, Monghibhai Market Vile Parle and in second class general compartment of Kalyan local train by way of conspiracy, the act preparatory to a terrorist act with intent to threaten the unity, integrity, security or sovereignty of India and to strike terror in the public at large;

(29) Case Crime No.38 dated 17.02.2016 at Plant Site Police Station, Rourkela, Odisha under Sections 147, 148, 120B, 121, 121A, 122, 307, 467, 471 and 149 of the Indian Penal Code read with Sections 25 and 27 of the Arms Act, 1959 and Sections 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 has been registered against four SIMI hard core terrorists along with mother of one of the terrorist namely (1) Sk. Mehboob **alias** Guddu **alias** Aftab; (2) Md. Amzad Khan **alias** Pappu **alias** Daud **alias** Umar **alias** Gopal Singh; (3) Zakir Husain **alias** Sadiq **alias** Vicky Don **alias** vinay Kumar **alias** Anand Joshi **alias** Imtiaz; (4) Md. Saliq **alias** Sallu

alias Yunus **alias** Sanjay; and (5) Najma Bee (Mother of Sk. Mehboob) for their arrest on 16/17.02.2016 night from Qureshi Mohalla, Nala Road, Rourkela, District-Sundargarh. During investigation, it is learnt that, the above four terrorists were active members of SIMI which is a banned organisation and were killed in Police encounter in Bhopal on 30/31.10.2016, following Jail break in Bhopal (Madhya Pradesh);

(30) Case Crime No.02/2014 has been registered by S.B.C.I.D. Metro Police, Chennai, Tamil Nadu under Sections 326, 307 and 302 of the Indian Penal Code read with Sections 3, 4 and 5 of the Explosive Substances Act, 1908 read with section 151 of the Railways Act, 1989 (Formerly Chennai Railway Police Cr. No.273/2014) in the matter of two IED blasts, occurred in Train No.12509 (Bangalore-Guwahati Express) at Platform No. 9 in Chennai Central Railway Station. During the investigation, the involvement of three ex-SIMI activists have been established. All these ex-SIMI cadres have been killed in two separate encounters;

(31) Case Crime No.432/2014 has been registered by D2 Selvapuram Police Station, Coimbatore, Tamil Nadu under Sections 120B, 153A and 505(1) of the Indian Penal Code against ten accused persons including some ex-SIMI cadres for hatching a conspiracy with an intention to eliminate Hindu Organisation leaders in Coimbatore in order to create communal disharmony;

(32) Case Crime No.30/2014 has been registered by Mehboobnagar-II Town Police Station, Mahabubnagar, Telangana under Section 379 of the Indian Penal Code against six SIMI activists for theft of motorcycle at Mahabubnagar, Telangana. Out of these six accused persons, three died in Police Encounter at Bhopal on 30.10.2016;

(33) Case Crime No.10/2014 has been registered by Devarakonda Police Station, Nalgonda, Telangana under Section 379 of the Indian Penal Code against six SIMI activists for theft of motorcycle at Devarakonda, Nalgonda, Telangana. Out of these six accused persons, three died in Police Encounter at Bhopal on 30.10.2016;

(34) Case Crime No.16/2014 has been registered by Choppadandi Police Station, Karimnagar, Telangana under Sections 395 of the Indian Penal Code, clause (a) and clause (b) of sub-section(1) of Section 25 and section 27 of the Arms Act, 1959, Sections 10, 13, 17, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 against six SIMI activists for robbery of rupees forty six lakhs from State Bank of India, Choppadandi, Karimnagar, Telangana. Out of these six accused persons, three died in Police Encounter at Bhopal on 30.10.2016;

(35) Case Crime No.120/2015 has been registered by Suryapet TN Police Station, Nalgonda, Telangana under Sections 302, 307, 394 and 34 of the Indian Penal Code, sub-section (1) of Section 25 of the Arms Act, 1959 against two SIMI activists for opening fire on police team, killing two police personnel and injuring Circle Inspector and Home Guard, while the police team conducted frisking on suspicious passengers in Suryapet Hi-tech bus stop at Nalgonda district on 01/02.04.2015. The accused grabbed a 9 MM Carbine weapon from police team and fled away. These accused died in Police encounter on 04.04.2015 at Janakipuram, Nalgonda, Telangana;

(36) Case Crime No.34/2015 has been registered by Mothkur Police Station, Nalgonda, Telangana under Sections 302, 307 and 34 of the Indian Penal Code and section 27 of the Arms Act, 1959. The facts of the case are that, in the morning hours on 04.04.2015, Police team was moving to Janakipuram, Nalgonda district. In the meantime, two assailants came from opposite direction and an exchange of fire took place between the police and the assailants, resulting in death of assailants and a Police Constable, besides injuring an Inspector of Police of Ramannapet Police Station and a Sub-Inspector of Police of Atmakur Police Station. Police seized two country made short weapons and one 9 MM carbine from the scene of offence which was stolen from the slain policemen at Suryapet, Nalgonda. The dead assailants were identified as activists of SIMI cadre;

(37) Case Crime No.22/2015 has been registered by Arvapalli Police Station, Telangana under Section 384 of the Indian Penal Code. The facts of the case are that, while the complainant was proceeding on his bike and reached Arvapalli village centre, where the two accused persons stopped him and kept gun on his abdomen and head and forcibly took his bike and fled away with high speed towards Thirumalagiri. The two assailants died later and were identified as activists of SIMI cadre;

(38) Case Crime No.23/2015 has been registered by Arvapalli Police Station, Telangana under Section 307 of the Indian Penal Code and clause (A) of sub-section (1) of Section 25 of the Arms Act, 1959. The facts of the case are that, the complainant stated that on credible information he along with his staff crossed bridge of Sri Ram Sagar Project canal at Seetharampuram where they found two persons escaping. On being asked to stop, they started firing with weapons and in return the complainant also fired against them with his service pistol but the accused escaped. The two assailants died later and were identified as activists of SIMI cadre;

(39) Case Crime No.338/2014 has been registered by Gopalpuram Police Station, Hyderabad, Telangana under Sections 121, 121A, 153A and 120B of the Indian Penal Code and section 10 of the Unlawful Activities (Prevention) Act, 1967. The facts of the case are that, the Hyderabad Police arrested two accused (both resident of Maharashtra State) at Secunderabad Railway Station. They were the members of the newly created 'Electronic War Fare Technology Group/SIMI' to help the Indian branch of Al-Qaeda. It is learnt that they came to Hyderabad to go to Afghanistan to participate in Al-Qaeda training programme;

(40) Three SIMI members were convicted under Sections 148, 324 and 332 of the Indian Penal Code in Case Crime No. 882/2004, registered by Saifabad Police Station, Hyderabad, Telangana under Sections 147, 148, 307, 332, 224, 427 and 149 of the Indian Penal Code. The facts of the case are that, on 31.10.2004, Moulana Md. Naseeruddin attended Crime Investigation Department Control Room in the Director General of Police Office, Hyderabad and while leaving office Dr. Narendra Kumar Amin, Assistant Commissioner of Police, Crime Investigation Department, Ahmedabad executed non-bailable arrest warrant on him. At that time, accused led by Mahabub Ali, President, Darsghah-e-Jihad-o-Shahadat (DJS) attacked on Police, beat them indiscriminately and took away Naseeruddin. The Assistant Commissioner of Police, Ahmedabad opened fire and took over possession of the accused. The SIMI accused in this case were responsible for supplying of CDs to SIMI leaders who were also connected in Case Crime No. 462/1998 of Mahakal Police Station, Ujjain, Madhya Pradesh for the same;

(41) Case Crime No.964/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 121A, 122, 216 and 120B of the Indian Penal Code against eleven SIMI activists for Improvised Explosive Device Blast that took place in a rented room in Bijnor (Uttar Pradesh). Out of the eleven accused persons, two were killed in an encounter with Telangana Police on 04.04.2015 and four were killed in an encounter with Madhya Pradesh Police on 31.10.2016;

(42) Case Crime No.965/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 13, 18, 23, 21, 38, 39 and 40 of the Unlawful Activities (Prevention) Act, 1967 against eleven accused for Improvised Explosive Device Blast that took place in a rented room in Bijnor (Uttar Pradesh). The case was transferred to National Investigation Agency for further investigation. It was found in the case that, a SIMI module was involved in the incident. Out of the eleven accused persons, two were killed in an encounter with Telangana Police on 04.04.2015 and four were killed in an encounter with Madhya Pradesh Police on 31.10.2016;

(43) Case Crime No.966/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Section 25 of the Arms Act, 1959 against eleven SIMI activists for Improvised Explosive Device Blast that took place in a rented room in Bijnor (Uttar Pradesh). Out of the eleven accused persons, two were killed in an encounter with Telangana Police on 04.04.2015 and four were killed in an encounter with Madhya Pradesh Police on 31.10.2016;

(44) Case Crime No.967/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Section 4/25 of the Arms Act, 1959 against eleven SIMI activists for Improvised Explosive Device Blast that took place in a rented room in Bijnor (Uttar Pradesh). Out of the eleven accused persons, two were killed in an encounter with Telangana Police on 04.04.2015 and four were killed in an encounter with Madhya Pradesh Police on 31.10.2016;

(45) Case Crime No.968/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 4 and 5 of the Explosive Substances Act, 1908 against eleven SIMI activists for Improvised Explosive Device Blast that took place in a rented room in Bijnor (Uttar Pradesh). Out of the eleven accused persons, two were killed in an encounter with Telangana Police on 04.04.2015 and four were killed in an encounter with Madhya Pradesh Police on 31.10.2016;

(46) Case Crime No.974/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 121A, 122 and 120B of the Indian Penal Code in the matter of Bijnor Blast case. Later on, this case was merged with Case Crime No. 964/2014;

(47) Case Crime No.975/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 4 and 5 of the Explosive Substances Act, 1908 in the matter of Bijnor Blast case. This case is pending in trial Court;

(48) Case Crime No.976/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 13, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 in the matter of Bijnor Blast case. This case is pending in trial Court;

(49) Case Crime No.977/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 121A, 122, 216 and 120B of the Indian Penal Code in the matter of Bijnor Blast case. Later on, this case was merged with Case Crime No. 964/2014;

(50) Case Crime No.978/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 4 and 5 of the Explosive Substances Act, 1908 in the matter of Bijnor Blast case. This case is pending in trial Court;

(51) Case Crime No.979/2014 has been registered by Kotwali Police Station, Bijnor, Uttar Pradesh under Sections 13, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 in the matter of Bijnor Blast case. This case is pending in trial Court;

(52) Case Crime No.50/2014 has been registered by Special Cell Police Station, Delhi under Section 120B of the Indian Penal Code and Sections 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 after the accidental blast in Bijnor (Uttar Pradesh) on 12.09.2014 in the hideout of reported absconding members of SIMI;

(53) Case Crime No.RC-01/2015/NIA-DLI has been registered by National Investigation Agency under Sections 121A and 122 of the Indian Penal Code, Section 25 of the Arms Act, 1959, Sections 4 and 5 of the Explosive Substances Act, 1908 and Sections 13, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 against eleven accused in the matter of Improvised Explosive Device Blast at Bijnor, Uttar Pradesh;

(54) Case Crime No.RC-10/2015/NIA-DLI has been registered by National Investigation Agency under Sections 120B, 121A and 122 of the Indian Penal Code, Sections 4 and 5 of the Explosive Substances Act, 1908 and Sections 13, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 against one accused in the matter of Improvised Explosive Device Blast at Bijnor, Uttar Pradesh;

(55) Case Crime No.RC-11/2015/NIA-DLI has been registered by National Investigation Agency under Sections 120B, 121A and 122 of the Indian Penal Code, Sections 4 and 5 of the Explosive Substances Act, 1908 and Sections 13, 18 and 23 of the Unlawful Activities (Prevention) Act, 1967 against two accused in the matter of Improvised Explosive Device Blast at Bijnor, Uttar Pradesh;

(56) Two SIMI activists were convicted under Sections 120B and 124A of the Indian Penal Code besides section 10 and clause (b) of sub-section (i) of Section 13 of the Unlawful Activities (Prevention) Act, 1967; two SIMI activists were sentenced to seven years rigorous imprisonment and fine of rupees sixty thousand and two SIMI activists were sentenced to five years rigorous imprisonment and fine of rupees fifty five thousand by the Special National Investigation Agency Court, Ernakulam, Kerala in Case Crime No. RC-03/2010/NIA-DLI, registered by National Investigation Agency under Sections 120B and 124A of the Indian Penal Code and section 10 and clause (b) of sub-section (i) of Section 13 of the Unlawful Activities (Prevention) Act, 1967;

(57) Eighteen SIMI activists convicted and sentenced to seven years rigorous imprisonment with fine for each accused by the Special National Investigation Agency Court, Ernakulam, Kerala in Case Crime No. RC-04/2010/NIA-DLI, registered by National Investigation Agency under Sections 120B, 122, 124A and 153A of the Indian Penal Code, Sections 3, 5, 10 and 13 of the Unlawful Activities (Prevention) Act, 1967 besides Sections 25 and 27 of the Arms Act, 1959;

(58) Two SIMI activists were convicted and sentenced to three years imprisonment under Section 153A read with Section 120B of the Indian Penal Code and life imprisonment and a fine of rupees forty thousand under Sections 16, 18, 20 and 23 of the Unlawful Activities (Prevention) Act, 1967; two SIMI activists were also convicted and sentenced to three years and ten years imprisonment with a fine of rupees ten thousand under Section 153A read with section 120B of the Indian Penal Code and Section 120B read with section 307 of the Indian Penal Code respectively, along with life imprisonment and a fine of rupees forty thousand under Sections 16, 18, 20 and 23 of the Unlawful Activities (Prevention) Act, 1967; one SIMI activist was convicted and sentenced to three years, ten years and fourteen years of imprisonment and fine of rupees twenty thousand under Section 153A read with Section 120B of the Indian Penal Code, Sections 120B and 307 of the Indian Penal Code and section 458 of the Indian Penal Code respectively, along with life imprisonment and fine of rupees forty thousand under Sections 16, 18, 20 and 23 of the Unlawful Activities (Prevention) Act, 1967 by the Special National Investigation Agency Court, Patna, Bihar in Case Crime No.RC-07/2013/NIA-DLI, RC-08/2013/NIA-DLI and RC-09/2013/NIA-DLI, registered by National Investigation Agency under Sections 153A, 324, 307, 427 and 452 of the Indian Penal Code, section 17 of the Indian Criminal Law Amendment Act, 1908 (14 of 1908), Sections 3 and 4 of the Explosive Substances Act, 1908 and Sections 16, 18, 20 and 23 of the Unlawful Activities (Prevention) Act, 1967. One Juvenile accused was also convicted for three years in the case;

And whereas, the Central Government is further of the opinion that if the unlawful activities of the SIMI are not curbed and controlled immediately, it will take the opportunity to –

- (i) continue its subversive activities and re-organise its activists who are still absconding;
- (ii) disrupt the secular fabric of the country by polluting the minds of the people by creating communal disharmony;
- (iii) propagate anti-national sentiments;
- (iv) escalate secessionism by supporting militancy; and
- (v) undertake activities which are prejudicial to the integrity and security of the country;

And whereas, the Central Government is also of the opinion that having regard to the activities of the SIMI, it is necessary to declare the SIMI to be an unlawful association with immediate effect;

Now, therefore, in exercise of the powers conferred by sub-Sections (1) and (3) of Section 3 of the Unlawful Activities (Prevention) Act, 1967 (37 of 1967), the Central Government hereby declares the Students Islamic Movement of India (SIMI) as an “unlawful association” and directs that this notification shall, subject to any order that may be made under Section 4 of the said Act, have effect for a period of five years from the date of its publication in the Official Gazette.

[F. No. 14017/3/2018-NI-III]

S.C.L. DAS,
Joint Secretary.

GIRIJA VAIDYANATHAN,
Chief Secretary.